

State of California  
California Regional Water Quality Control Board  
Colorado River Basin Region

**MINUTES OF BOARD MEETING**

Thursday, May 16, 2013, 9:03 a.m. to 10:27 a.m.

California Regional Water Quality Control Board  
Colorado River Basin Region  
Board Room  
73-720 Fred Waring Drive, Suite 100  
Palm Desert, CA 92260

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The California Regional Water Quality Control Board, Colorado River Basin Region, was called to order by Chair Ellen Way at 9:03 a.m. on May 17, 2013, at Palm Desert, California.

Roll Call (Board Members Only)

**Regional Board Members Present:**

Buford Crites, Tom Davis, Jeff Hays, Edward Muzik, Ellen Way, Nancy Wright.

The Board Liaison stated that a quorum was present.

**Regional Water Board Counsel:** Tom Vandenberg

**State Water Board Liaison:** Vice-Chair Fran Spivy-Weber

**Regional Board Staff Present:**

Robert Perdue, Jose Angel, Soni Wells, Mary Castañeda, Mary Serra, John Carmona, Kai Dunn, Doug Wylie, Nadim Shukry-Zeywar, Liann Chavez, Herb Jackson, Jennie Snyder, Anders Wistrom

**Others Present:**

Jennifer A. Henke, Coachella Valley Mosquito and Vector Control District  
Steve Bigley, Coachella Valley Water District  
David Brischke, Burrtec  
Ross Sandul, Burrtec  
Gary Koontz, Burrtec  
Tamara Alaniz, Twentynine Palms Water District  
Roger Mayes, President, Board of Directors, Hi-Desert Water District

## **MINUTES**

1. Minutes of March 21, 2013 Board Meeting

**MOTION:** Buford Crites moved, Jeff Hays seconded, and motion carried unanimously that the Minutes be adopted with errata and as amended.

## **PUBLIC FORUM**

2. No Speakers

## **UNCONTESTED NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMITS AND WASTE DISCHARGE REQUIREMENTS**

3. R7-2013-0008 National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements for the Laguna Asset Partners, LP and Country Life MHRVP Asset Partners, LP Owner, Munoz Monitoring Services, Operator, **Country Life MHRVP Wastewater Treatment Plant** – El Centro, CA, Imperial County (Renewal)

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0008 be adopted.

4. R7-2013-0009 National Pollutant Discharge Elimination System (NPDES) Permit and Waste Discharge Requirements for the **Date Gardens Mobile Home Park (MHP) Wastewater Treatment Plant** – El Centro, CA, Imperial County (Renewal)

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0009 be adopted.

5. R7-2013-0016 Waste Discharge Requirements for Real Works Properties LLC, Owner/Operator, **Joshua Tree Laundry**, 61627 Twentynine Palms Highway, Joshua Tree, San Bernardino County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0016 be adopted.

6. R7-2013-0020 Waste Discharge Requirements for **McCain Valley Conservation Camp**, California Department Of Corrections and Rehabilitation, North of Boulevard, San Diego County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0020 be adopted.

7. R7-2013-0021 Waste Discharge Requirements for **Bashford's Hot Mineral Spa**, owned and operated by Oscar and Retha Bashford, 10590 Hot Mineral Spa Road, Niland, Imperial County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0021 be adopted.

8. R7-2013-0025 Waste Discharge Requirements for Coachella Valley Water District, Owner/Operator, **North Shore Wastewater Treatment Facility**; North Shore, Riverside County

**MOTION:** Buford Crites moved, Edward Muzik seconded, vote 5 Yes and 1 Recusal (Davis). Motion carried Order No. R7-2013-0025 be adopted with Errata

9. R7-2013-0027 Waste Discharge Requirements for **Glamis North Hot Springs Resort**, owned by Calvin and Rosalyn Loewen and operated by Sassy's Outback Inc., Niland, Imperial County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0027 be adopted.

10. R7-2013-0033 Waste Discharge Requirements for California Department of Corrections and Rehabilitation, Owner/Operator, **Chuckawalla Valley State Prison Wastewater Treatment Facility**; Blythe, Riverside County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0033 be adopted.

11. R7-2013-0040 Waste Discharge Requirements for **Red Hill Marina County Park**, owned and operated by Imperial County, Department of Buildings and Grounds/Parks and Recreation

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0040 be adopted.

12. R7-2013-0044 Rescission of Waste Discharge Requirements for Board Order R7-2007-0042, **Hudson Ranch Geothermal Exploration Project** Wellfield Mud Sumps/Containment Basins

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0044 be adopted.

13. R7-2013-0046 Waste Discharge Requirements for the County of San Bernardino Solid Waste Management Division's **Morongo Valley Sanitary Landfill**, Morongo Valley, San Bernardino County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0046 be adopted with Errata.

14. R7-2013-0048 Revised Waste Discharge Requirements for **Salton City Regional Landfill Expansion**, Imperial County

**MOTION:** Tom Davis moved, Nancy Wright seconded, and motion carried unanimously Order No. R7-2013-0048 be adopted with Errata.

## **ENFORCEMENT**

15. R7-2013-0053 Order R7-2013-0053 rescinding Cease and Desist Order R7-2011-0026 issued to **City of Imperial Water Pollution Control Plant**, Owner/Operator – Imperial, Imperial County

**MOTION:** Edward Muzik moved, Tom Davis seconded, and motion carried unanimously that Order No. R7-2013-0053 be adopted.

## **RESOLUTION**

16. R7-2013-0047 Resolution No. R7-2013-0047, Adoption of the FY **2013/2014 Emergency, Abandoned, Recalcitrant** (EAR) Account Site List.

**MOTION:** Jeff Hays moved, Edward Muzik seconded, and motion carried unanimously that Order No. R7-2013-0047 be adopted.

## **OTHER BUSINESS**

17. Informational Update: Report on Status of Ag Waivers for Coachella Valley and Imperial Valley — JA

Assistant Executive Officer, Jose Angel described progress toward development of an Ag Waiver for Coachella Valley; staff held a public CEQA scoping meeting, is preparing a staff report and drafting a negative declaration. Board Members provided guidance on scheduling for future activities.

Additionally, Mr. Angel informed the Board of progress towards development of an Ag Waiver in Imperial County, including meetings held with Imperial County Farm Bureau and farmers at the “Drainshed meetings” normally associated with TMDL implementation.

18. Informational Update: State Water Resources Control Board Activities —FSW, TV

SWRCB Vice-Chair Fran Spivey-Weber announced the dates for the Water Quality Coordinating Committee (WQCC) are Thursday, October 24 and Friday, October 25, 2013, with a pre-meeting field trip tentatively scheduled for Wednesday, October 23. The WQCC Agenda for October 24 will center on Climate Change and on October 25 focus on Environmental Justice for Disadvantage Communities.

Ms. Spivey-Weber described the present makeup of the SWRCB, Felicia Marcus is the new Chair, Tam Doduc and Steven Moore continue as Members, and Dorene D’Adamo is the newly appointed Member, creating a full five Member Board for the SWRCB.

Ms. Spivey-Weber also discussed the possible transfer of the Drinking Water Program from the Department of Public Health to Cal-EPA/SWRCB.

Mr. Vandenberg provided the Board with a summary of the status of various Colorado River Basin Water Board and State Water Board regulatory actions. Copies of the summary were also provided on the public materials table. The Board did not have any questions.

19. Colorado River Basin Water Board Executive Officer’s Report — RP

Robert Perdue, EO, reported on two of the Items discussed at the March Chairs’ Meeting in Sacramento. First, he described progress towards implementation of changes required by SB965, effective January 2013, including Spanish translation of

Waterboard Summary Agendas, and the allowance of ex-parte communications under specific constraints by Board Members for general permits. Mr. Perdue pointed out that new laws commonly generate questions upon implementation. For example, if a single Board Member took a field trip to a site or sites in conformance with SB965, videotaping of the trip could at a later date provide the other Members of the Board with the same substantive evidence when the whole Board considers adoption of the general permit. The Office of Chief Counsel has provided all Waterboard Members with an updated Ex-parte Questions and Answers Document.

Also during the Chairs' March Meeting, the SWRCB informed the RBs that meetings are ongoing with the regulated communities to discuss the cost of compliance, including efficiencies in monitoring requirements. Mr. Perdue noted that the Waterboards are now largely funded by fees from the regulated communities rather than drawing from the General Fund.

Mr. Angel reported he has been re-appointed by USEPA to the Good Neighbor Environmental Board, a federal advisory committee for International Border matters.

20. Colorado River Basin Water Board Member Comments

RB7 Member Tom Davis at the behest of the RB7 Chair, attended the Chairs' Meeting at CalEPA in Sacramento on March 25 and 26, 2013.

The Board made suggestions for staff presentations at the upcoming RB7 Yucca Valley Septic Tank Prohibition Meeting on June 20, 2013.

21. Colorado River Basin Water Board Chair's Report — EW

Chair Ellen Way requested Vice Chair Jeff Hays serve as Chair at the upcoming June 20, 2013, Meeting in Yucca Valley.

**CLOSED SESSION**

22. At any time during the regular session, the Board may adjourn to meet in closed session to consider evidence received in an adjudicatory hearing and deliberate on a decision to be reached based on that evidence [Authority: Government Code Section 11126(c)(3)]; to discuss significant exposure to litigation [Authority: Government Code Section 11126(e)(2)(B)(i)]; to discuss whether to initiate litigation [Authority: Government Code Section 11126(e)(2)(C)(i)]; or to discuss initiated litigation [Authority: Government Code Section 11126(e)]. Discussion of litigation is within the attorney-client privilege and may be held in closed session [Authority: Government Code Section 11126(e)(2)].

Chair announced that there were no closed session items to be considered.

**ARRANGEMENTS FOR NEXT BOARD MEETING: 10:00 AM, THURSDAY, JUNE 20, 2013, YUCCA VALLEY, CA.**

**ADJOURNMENT OF BOARD MEETING 10:27 a.m.**